

1                   BEFORE THE PUBLIC SERVICE COMMISSION

2                   STATE OF MISSOURI

3                   \_\_\_\_\_  
4                   TRANSCRIPT OF PROCEEDINGS

5                   Prehearing Conference

6                   August 4, 2011

7                   Jefferson City, Missouri

8                   Volume 1  
9                   \_\_\_\_\_

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11       In the Matter of                    )  
12       A Repository File Concerning )  
13       KCP&L-GMO's Submission            )  
14       Of Its 2011 RES                    ) File No. EO-2011-0278  
15       Compliance Plan                    )

16                   \_\_\_\_\_  
17                   MORRIS L. WOODRUFF, Presiding  
18                   CHIEF REGULATORY LAW JUDGE  
19                   \_\_\_\_\_

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22       REPORTED BY:

23       NANCY L. SILVA, RPR, CCR

24       TIGER COURT REPORTING, LLC  
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## A P P E A R A N C E S

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FOR: Staff of the Missouri Public Service  
Commission

1 JUDGE WOODRUFF: Let's come to order,  
2 please. Good morning, everyone. We're here today  
3 for a conference that I've scheduled regarding the  
4 2011 RES Compliance Plans filed by the -- for  
5 electric utilities here in Missouri. It's Case Nos.  
6 EO-2011-0275, which is Ameren Missouri's case; -0276,  
7 which is the Empire District Electric case; -0277,  
8 which is KCPL's case; and on -0278, which is KCPL-  
9 GMO's case.

10 We'll begin today by taking entries of  
11 appearance beginning with Ameren Missouri.

12 MS. TATRO: Wendy Tatro, T-a-t-r-o,  
13 1901 Chouteau Avenue, St. Louis, Missouri 63103.

14 JUDGE WOODRUFF: And for Empire.

15 MR. MITTEN: Russ Mitten, Brydon,  
16 Swearengen, and England, 312 East Capital Avenue,  
17 Jefferson City, Missouri 65102.

18 JUDGE WOODRUFF: For KCPL.

19 MR. FISCHER: James Fischer, Fischer and  
20 Dority, PC, 101 Madison, Suite 400, Jefferson City,  
21 Missouri 65101, appearing for both KCPL and KCPL  
22 Greater Missouri Operations Company

23 JUDGE WOODRUFF: And for Staff.

24 MS. HERNANDEZ: Good morning. Jennifer  
25 Hernandez and Nathan Williams, P.O. Box 360,

1 Jefferson City, Missouri 65102.

2 JUDGE WOODRUFF: And for public counsel.

3 (No response.)

4 JUDGE WOODRUFF: Anyone here for public  
5 counsel?

6 (No response.)

7 JUDGE WOODRUFF: Okay. And I'm not sure  
8 if all other parties are here, so I'll just ask: Is  
9 anyone for other parties?

10 MR. DOWNEY: Judge, Edward Downey for the  
11 Missouri Industrial Energy Consumers, and we are a  
12 party in the Ameren case.

13 JUDGE WOODRUFF: Okay.

14 MR. DOWNEY: Oh, and my address:  
15 221 Bolivar Street, Suite 101, Jefferson City,  
16 Missouri.

17 JUDGE WOODRUFF: Okay.

18 MS. MANGELSDORF: Sarah Mangelsdorf  
19 appearing on behalf of the Missouri Department of  
20 Natural Resources.

21 JUDGE WOODRUFF: Okay. Is DNR in all four  
22 cases?

23 MS. MANGELSDORF: We didn't file in the  
24 Empire case.

25 JUDGE WOODRUFF: Okay.

1                   MR. ROBERTSON: Renew Missouri -- I'm  
2                   Henry Robertson, Great Rivers Environmental Law  
3                   Center, 705 Olive Street, Suite 614, St. Louis,  
4                   Missouri 63101.

5                   JUDGE WOODRUFF: And I believe Renew  
6                   Missouri is in all four cases.

7                   MR. ROBERTSON: Yes.

8                   JUDGE WOODRUFF: Anyone else here  
9                   representing any parties?

10                   (No response.)

11                   JUDGE WOODRUFF: Okay. Well, I scheduled  
12                   this conference just to get some guidance from the  
13                   parties on how we want to proceed. There are four  
14                   cases here, and they are still four separate cases,  
15                   and as indicated, there are separate parties.

16                   I assume we'll all probably want to do  
17                   each of the cases in a similar way, and if the  
18                   parties want to consolidate all or some of these  
19                   cases, we can do that, or at least consider doing  
20                   that, so that's one of the things you can consider  
21                   today.

22                   My next question is, Do we need to  
23                   schedule some sort of a hearing? Take evidence?  
24                   Just have oral arguments? Issue some sort of order  
25                   based on existing filings? What I want you to do is

1       give me -- discuss it today and then give me a joint  
2       recommendation by August 11.

3               If you can give me a joint recommendation  
4       in all four cases, that would be great.  If there's  
5       separate -- if there's different recommendations for  
6       each case, that's fine too, and if you can't reach an  
7       agreement, give me individual recommendations, and  
8       the Commission can decide on what we want to do.

9               This is the first time this has come up,  
10       so we're trying to sort out how exactly is the best  
11       way to do this, so we're just looking for  
12       recommendations.

13              Anything anyone wants to bring up while  
14       we're on the record?

15                       (No response.)

16              JUDGE WOODRUFF:  Everybody clear on what  
17       we want?

18                       (No response.)

19              Okay.  With that, then, the on-the-record  
20       portion of this is adjourned, and I'll leave you to  
21       your discussions.  Thank you very much.

22              MR. DOWNEY:  Thank you.

23              MS. TATRO:  Thank you, Judge.

24                       (The hearing concluded.)

25

## 1 CERTIFICATE

2 I, Nancy L. Silva, RPR, a Certified Court  
3 Reporter, CCR No. 890, the officer before whom the  
4 foregoing hearing was taken, do hereby certify that  
5 the witness whose testimony appears in the foregoing  
6 hearing was duly sworn; that the testimony of said  
7 witness was taken by me to the best of my ability and  
8 thereafter reduced to typewriting under my direction;  
9 that I am neither counsel for, related to, nor  
10 employed by any of the parties to the action in which  
11 this hearing was taken, and further, that I am not a  
12 relative or employee of any attorney or counsel  
13 employed by the parties thereto, nor financially or  
14 otherwise interested in the outcome of the action.

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17 Nancy L. Silva, RPR, CCR  
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